

EXHIBIT A

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES ex rel VALUEOPTIONS OF NEW MEXICO, INC.,	:	
	:	
Relator	:	
	:	
and	:	
	:	
VALUEOPTIONS OF NEW MEXICO, INC.	:	Case No. CIV <u>09-154 MCA/WPL</u>
on behalf of STATE OF NEW MEXICO and	:	
VALUEOPTIONS OF NEW MEXICO, INC.,	:	
	:	
Plaintiffs	:	
	:	
v.	:	
	:	
PSYCHIATRIC SOLUTIONS, INC., BHC	:	
MESILLA VALLEY HOSPITAL d/b/a	:	
MESILLA VALLEY HOSPITAL AND	:	
PEAK BEHAVIORAL HEALTH SERVICES,	:	
INC.	:	
	:	
Defendants.	:	

**STIPULATION OF DISMISSAL**

Relator ValueOptions of New Mexico, Inc. ("VONM") and Defendants hereby jointly stipulate pursuant to Fed.R.Civ. Pro. 41(a)(1)(A)(ii) to the dismissal of this case with prejudice as to VONM and without prejudice as to the United States.

1. The United States declined to intervene in this action. (Doc. Entry No. 35) In the meantime, VONM has come to the conclusion, and Defendants agree, that this case is a contractual dispute arising out of a business relationship between the parties and that VONM's allegations of overpayments to Defendants do not constitute a violation of the False Claims Act. VONM and Defendants have further agreed that the common law and contractual claims asserted by VONM in this case shall be decided in a binding arbitration proceeding. Any claims under

the False Claims act are not to be submitted to arbitration. In addition, VONM and Defendants BHC Mesilla Valley Hospital, LLC d/b/a Mesilla Valley Hospital and Peak Behavioral Health Services, Inc. (collectively, the "Hospitals") have agreed that the contractual and common law claims the Hospitals have asserted against VONM in a lawsuit filed in the court for the Second Judicial District, County of Bernalillo, New Mexico styled *New Mexico Youth Providers Alliance et al. v. ValueOptions of New Mexico, Inc. et al.*, Case No. CV-2009-06-144 shall likewise be decided in that binding arbitration. VONM believes, therefore, that it is in VONM's best interest to dismiss its claims in this case.

2. The United States of America consents to the dismissal of this case pursuant to 31 U.S. C. §3730(b)(1) on the express condition that this dismissal shall be without prejudice to any and all claims the United States of America has or may have against Defendants based on the facts and circumstances alleged herein, or limit in any manner any right of the United States has or may have to pursue the dismissed claims and any related claims. Further, the parties agree that the False Claims Act allegations and any and all related claims in this case are expressly preserved as to the United States of America. VONM and Defendants also agree that each shall bear its own costs and attorneys' fees. A proposed order is submitted herewith.

CONSENTED TO:

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/s/ Approved via e-mail on 4/11/11  
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*/s/ Approved via telephone on 4/12/11*

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*/s/ Approved via e-mail on 4/8/11*

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